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Attorney Docket No. 1147-0142

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B10/318

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:
U.S. Patent No. 5,750,338

Mark L. Collins et al.) Group Art Unit: 1634

Reissue Serial No.: 09/533,906) Examiner: Unassigned

Reissue Application Filed: March 8, 2000)

For: TARGET AND BACKGROUND
CAPTURE METHODS WITH
AMPLIFICATION FOR AFFINITY
ASSAYS)

OFFICE OF INITIAL PATENT EXAMINATION

Assistant Commissioner for Patents
Washington, D.C. 20231

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Sir:

SECOND PRELIMINARY AMENDMENT

Prior to the examination of the above application, please amend this application as follows:

do not enter
BPL
10/31/01

IN THE PATENT:

Column 1, lines 4 through 18, delete the entire text and insert the following:

--This application is a Reissue of Ser. No. 238,080, filed May 3, 1994, now U.S. Patent

No. 5,750,338, which is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993, now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991,

now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated by reference.--

REMARKS

The Patent Owner has amended the specification to reflect the correct continuing information. Also submitted is a Certificate of Correction that was issued in U.S. Patent No. 5,750,338, and reflects the correct continuing information.

If there is any fee due in connection with the filing of this Preliminary Amendment, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Jean B. Fordis
Jean B. Fordis
Reg. No. 32,984

Dated: August 4, 2000

LAW OFFICES
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& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

REISSUE PATENT NO.: 5,750,338

DATED: March 8, 2000

INVENTORS: Mark L. Collins et al.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

delete the Related U.S. Application Data [62] in its entirety and replace with:

Continuation of Ser. No. 124,826, Sept. 21, 1993, abandoned, which is a continuation of Ser. No. 946,749, Sept. 17, 1992, abandoned, which is a continuation of Ser. No. 648,468, Jan. 31, 1991, abandoned, which is a continuation-in-part of Ser. No. 644,967, Jan. 22, 1991, abandoned, which is a continuation-in-part of Ser. No. 136,920, Dec. 21, 1987, abandoned, which is a continuation-in-part of Ser. No. 922,155, Oct. 23, 1986, abandoned.--

Please delete col. 1, lines 5-19, and replace with:

--This application is a Reissue of Ser. No. 238,080, filed May 3, 1994, now U.S. Patent No. 5,750,338, which is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993, now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991, now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated by reference.--

Mailing Address of Sender:

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Washington, DC 20005-3315

PATENT NO. ****

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@ 50¢ per page

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 5,750,338

Page 1 of 2

DATED : May 12, 1998

INVENTOR(S) : Collins et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

delete the Related U.S. Application Data [62] in its entirety and replace with:

--Continuation of Ser. No. 124,826, Sept. 21, 1993, abandoned, which is a continuation of Ser. No. 946,749, Sept. 17, 1992, abandoned, which is a continuation of Ser. No. 648,468, Jan. 31, 1991, abandoned, which is a continuation-in-part of Ser. No. 644,967, Jan. 22, 1991, abandoned, which is a continuation-in-part of Ser. No. 136,920, Dec. 21, 1987, abandoned, which is a continuation-in-part of Ser. No. 922,155, Oct. 23, 1986, abandoned.--

Please delete col. 1, lines 5-19, and replace with:

--This application is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993, now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991, now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 5,750,338

Page 2 of 2

DATED : May 12, 1998

INVENTOR(S) : Collins et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:
by reference.--

Signed and Sealed this

Seventh Day of September, 1999

Attest:



Q. TODD DICKINSON

Attesting Officer

Acting Commissioner of Patents and Trademarks

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PATENT

Customer No. 22,852

Attorney Docket No. 1147.0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
U.S. Patent No. 5,750,338)
Mark L. Collins et al.) Group Art Unit: 1655
Reissue Serial No.: 09/533,906) Examiner: D. Johannsen
Reissue Application Filed: March 8, 2000)
For: TARGET AND BACKGROUND)
CAPTURE METHODS WITH)
AMPLIFICATION FOR AFFINITY)
ASSAYS)

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REISSUE LITIGATION BOX

Assistant Commissioner for Patents
Washington, D.C. 20231

RESUBMISSION OF SECOND PRELIMINARY AMENDMENT

The Patent Owner resubmits herewith a copy of the Second Preliminary Amendment and Certificates of Correction, which were filed on August 4, 2000. Also enclosed is the postcard indicating the receipt by the Office of the Second Preliminary Amendment and Certificate of Correction on August 4, 2000.

If there are any fees due in connection with this resubmission, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

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202-408-4000

Dated: August 23, 2001

By: Jean Burke Fordis
Jean Burke Fordis
Reg. No. 32,984

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PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In Re Patent of: Mark L. Collins et al.

Patent No.: 5,750,338

Group Art: 1634

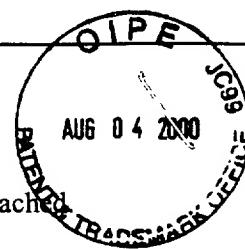
Filed: March 8, 2000

Examiner: Unassigned

For: TARGET AND BACKGROUND CAPTURE METHODS WITH
AMPLIFICATION FOR AFFINITY ASSAYS

Papers Filed:

1. Request for Corrected Filing Receipt.
2. Check in the amount of \$25.00 for fee.
3. Copy of Filing Receipt corrected in ink.
4. Second Preliminary Amendment w/Certificate of Correction attached



Dated: August 4, 2000

Case Ref: 01147.0142-000

JBF:CP(rcw)

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